

effective date of this Act and ending June 30, 1979 the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

- 1. To supplement existing appropriations for salaries, support maintenance and miscellaneous purposes ..... \$1,000,000
- 2. To supplement existing appropriations for the purpose of making payments to the Iowa merit employment department for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter nineteen A (19A) of the Code ..... \$ 28,500
- 3. To supplement existing appropriations for unemployment compensation ..... \$ 76,000

Sec. 3. Notwithstanding section eight point thirty-nine (8.39) of the Code, funds appropriated by this Act shall not be subject to transfer or expenditure for any purposes other than the purposes specified in sections one (1) and two (2) of this Act.

Sec. 4. This Act, being deemed of immediate importance, shall take effect from and after its publication in the Hampton Chronicle, a newspaper published in Hampton, Iowa, and in the Eagle Grove Eagle, a newspaper published in Eagle Grove, Iowa.

Approved April 30, 1979

I hereby certify that the foregoing Act, House File 694, was published in the Hampton Chronicle, Hampton, Iowa on May 10, 1979, and in the Eagle Grove Eagle, Eagle Grove, Iowa on May 9, 1979.

J. HERMAN SCHWEIKER, *Deputy Secretary of State*

CHAPTER 19  
JUVENILE VICTIM RESTITUTION

H. F. 749

AN ACT making an appropriation to establish a juvenile victim restitution program.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1.

1. For the fiscal biennium beginning July 1, 1979 and ending June 30, 1981, there is appropriated from the general fund of the state to the office for planning and programming for use by youth services in the division of manpower, the amount of one hundred fifty thousand (150,000) dollars for the fiscal year 1979-1980 and the amount of two hundred fifty thousand (250,000) dollars for the fiscal year 1980-1981, or so much thereof as is necessary, for the purpose of carrying out the juvenile victim restitution program created by this Act.

2. The office for planning and programming shall contract to provide administrative services in carrying out the juvenile victim restitution program. Not more than twenty thousand (20,000) dollars may be paid for the fiscal year beginning July 1, 1979, and not more than twenty-five thousand (25,000) dollars may be paid for the fiscal year beginning July 1, 1980, for the purpose of providing administrative services. The office for planning and programming shall not expend any additional funds appropriated by this Act for administration of the juvenile victim restitution program.

3. After deducting funds provided in subsection two (2) of this section for administrative services, the remaining funds shall be available for the salaries of juveniles in each judicial district based upon a percentage determined by dividing the per capita population of the judicial district by the total per capita population of the state. Within each judicial district the funds shall be available to each juvenile probationary district on a per capita basis. Notwithstanding section eight point thirty-three (8.33) of the Code, unobligated or unencumbered funds appropriated by this Act remaining on June 30, 1979 may be carried forward and be available for expenditure in the fiscal year beginning July 1, 1980.

4. The office for planning and programming shall report to the state government subcommittee on appropriations on March 15, 1980 and March 15, 1981 on the operation of the juvenile victim restitution program.

Sec. 2.

1. There is created a juvenile victim restitution program which shall be funded through funds appropriated by the general assembly to the office for planning and programming. The primary purpose of the program is to provide funds to compensate victims for losses due to the delinquent acts of juveniles.

2. If a judge of a juvenile court finds that a juvenile has committed a delinquent act and requires the juvenile to compensate the victim of that act for losses due to the delinquent act of the juvenile, the juvenile shall make such restitution according to a schedule established by the judge from funds earned by the juvenile pursuant to employment engaged in by the juvenile at the time of disposition. If a juvenile enters into an informal adjustment agreement pursuant to section two hundred thirty-two point twenty-nine (232.29) of the Code to make such restitution, the juvenile shall make such restitution according to a schedule which shall be a part of the informal adjustment agreement. The restitution shall be made under the direction of a probation officer working under the direction of the juvenile court. In those counties where the county maintains an office to provide juvenile victim restitution services, the probation officer may use that office's services. If the juvenile is not employed, the juvenile's probation officer shall make a reasonable effort to find private or other public employment for the juvenile. However, if the juvenile offender does not have employment at the time of disposition and private or other public employment is not obtained despite the efforts of the juvenile's probation officer, the judge may direct the juvenile offender to perform work pursuant to section two hundred thirty-two point fifty-two (232.52), subsection two (2), paragraph a of the Code, and arrange for compensation of the juvenile in the manner provided in subsection three (3) of this section.

3. The contract for administrative services shall provide payroll services in carrying out the payment of juvenile offenders who are required to provide restitution to victims of their acts as provided in subsection two (2) of this section and who are ordered to perform public service work pursuant to section two hundred thirty-two point fifty-two (232.52), subsection two (2), paragraph a of the Code. The probation officer responsible for a juvenile offender, or a juvenile restitution office established by the county, shall maintain time sheets and other documents necessary to determine and process the payment of juvenile offenders. Remuneration for the services provided by the juvenile offender in a public service job shall be made as a wage payment by check, with the juvenile offender listed as the payee. However, the check shall be mailed to the juvenile's probation officer or a juvenile restitution office established by the county. The juvenile offender shall pay the victim of his or her delinquent acts seventy-five percent of each payment and twenty-five percent of the payment shall be retained by the juvenile. This same percentage shall apply to the juvenile offender who is employed at the time of disposition. The payment of the percentages provided in this subsection is required in order to engage in the juvenile victim restitution program.

Approved June 7, 1979

## CHAPTER 20

### CLAIMS

S. F.491

AN ACT to make appropriations from the general fund and road use tax fund of the state to certain persons in settlement of claims made against the state of Iowa.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. There is appropriated from the general fund and road use tax fund of the state to the following persons the amount set opposite their respective names in full settlement of all claims which they may have against the state of Iowa:

Claimant	Claim No.	Nature of Claim	Amount
1. Matura Action Corporation Creston, Iowa	4581-68-25	Title XX reimbursement	\$ 61.75
2. Cassens Transport Company Edwardsville, Illinois	4999-68-25	Prorate refund	4,176.94